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Attorney for Glenio Silva

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA, ) No. CR-07-0678-JSW  
Plaintiff, )  
Vs. ) STIPULATION AND [PROPOSED]  
GLENIO SILVA, ) ORDER REGARDING MODIFICATION OF  
Defendant. ) BRIEFING SCHEDULE FOR MAY 15, 2008  
 ) HEARING  
 ) AS MODIFIED HEREIN  
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Defendant Glenio Silva, by and through his attorney, Steven F. Gruel, and the United States of America, by and through Assistant United States Attorney Denise Marie Barton, hereby submit this proposed stipulation respectfully requesting that that Court modify the briefing schedule for the first wave of motions for the following reasons and in the following manner:

1. On April 3, 2008, the Court, after hearing from counsel, ordered that by April 11, 2008, the defense file any motion requesting a Bill of Particulars and file any motions regarding discovery. The Court also ordered that government's oppositions be filed on April 25, 2008. The hearing on any filed motions was set for May 8, 2008 at 2:30 p.m.;

- 1       2. Also, on April 3, 2008, the Court ordered that the parties meet and confer regarding any
- 2       discovery disputes;
- 3       3. Predicated on the Court's order to meet and confer, on April 7, 2008, the defense provided
- 4       the government with its letter outlining points of discussions / requests for further
- 5       discovery;
- 6       4. Predicated on the Court's order to meet and confer, on April 8, 2008, the government
- 7       responded to the defendant's April 7, 2008 discovery letter;
- 8       5. On April 9, 2008, counsel for both parties conferred telephonically regarding discovery
- 9       disputes and discussed and narrowed several remaining discovery issues. The parties
- 10      discovery discussions are ongoing and more discussion time may result in further
- 11      narrowing of the need or topics for discovery motions;
- 12      6. By the Clerk's Notice, the motion's hearing date has been rescheduled to May 15, 2008 at
- 13      2:30 p.m.;
- 14      7. In light of the above, and as a consequence of the parties' meet and confer session, and in
- 15       an effort to further move this case forward in a orderly fashion, the parties respectfully
- 16       request a minor alteration in the briefing schedule, which will not delay the scheduled
- 17       hearing, as follows:
- 18           A. The defense will file its motion for a Bill of Particulars on April 11, 2008
- 19           as previously ordered. The government will file any opposition on April
- 20           25, 2008 as previously ordered and the defense will file its response on
- 21           May 2, 2008 as previously ordered;
- 22           B. The defense will be permitted to file any discovery motion on or before
- 23           April <sup>16</sup>~~18~~, 2008 and the government may file any opposition on or before

April 30, 2008  
May 2, 2008. The defense will file any reply to the government's oppositions on or before May <sup>7</sup>2, 2008.

These modifications are made to ensure the Court has sufficient time before the hearing to consider the parties' briefs.

**SO STIPULATED:**

DATED: 4/09/08

/s/  
STEVEN F. GRUEL  
Attorney for Glenio Silva

DATED: 4/09/08

\_\_\_\_/s/  
DENISE MARIE BARTON  
Assistant United States Attorney

~~PROPOSED~~ ORDER

PREDICATED on the above stipulation and GOOD CAUSE APPEARING,  
the briefing schedule as outlined above hereby replaces the schedule ordered by the Court on  
April 3, 2008.

IT IS SO ORDERED.

April 10, 2008

HONORABLE JEFFREY S. WHITE  
United States District Court Judge